

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IT'S INTOXICATING, INC.,

Plaintiff,

v.

MARITIM HOTELGESELLSCHFT, mbH,
and DANIELA ZIMMER,

Defendants.

CIVIL ACTION NO. 3:11-2379

(JUDGE CAPUTO)

ORDER

NOW, this 27th day of August, 2012, **IT IS HEREBY ORDERED** that:

- (1) Defendant Maritim Hotelgesellschaft, mbH's Motion to Dismiss (Doc. 9) is **GRANTED in part and DENIED in part**. Plaintiff It's Intoxicating, Inc's claims against Maritim Hotelgesellschaft, mbH are **dismissed without prejudice** for lack of personal jurisdiction.
- (2) Defendant Daniela Zimmer's Motion to Dismiss (Doc. 14) is **GRANTED in part and DENIED in part**. Plaintiff It's Intoxicating, Inc's claims against Daniela Zimmer are **dismissed without prejudice** for lack of personal jurisdiction.
- (3) Plaintiff may file an amended complaint within **twenty-one (21) days** from the date of entry of this Order.
- (4) If Plaintiff fails to file an amended complaint within twenty-one (21) days of this Order, the case will be closed **without prejudice**.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge